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From: **Aaron C. Deditch** Date: **February 24, 2005**  
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Client/Matter: **12745/5 (formerly Docket No. 10378/3)** Total number of pages: **2**  
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<b>Examiner Than Vinh Nguyen</b>	<b>USPTO</b>	<b>703-872-9306</b>	<b>571-272-4198</b>

Message:

**RE: Docket No. 12745/5 (formerly Docket No. 10378/3)**  
**Appl. Serial No. 09/829,646**

**Please send to Art Unit 2187**

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Att. Docket No. 12745/5 (formerly Docket No. 10373/3)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. Serial No. : 09/829,646 Confirmation No. 5370  
Title : COMPUTER SYSTEM WITH TRANSPARENT DATA  
MIGRATION BETWEEN STORAGE VOLUMES  
Applicant(s) : Carey Philip Atkin  
Filed : April 10, 2001  
TC/A.U. : 2187  
Examiner : Than Vinh Nguyen  
Docket No. : 12745/5  
Customer No. : 26646

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AARON C. DEDITCH (Reg. No. 33,865)

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Signature

Date

Attn: Examiner Than Vinh Nguyen (Facsimile No.: 703-872-9306)  
Phone No.: 571-272-4198 (Ex. Than Vinh Nguyen)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION**

S I R:

This Communication is to confirm the telephone conference between Examiner Than Vinh Nguyen and Ms. S. Elizabeth Miller (Legal Assistant to Aaron C. Deditch (reg. no. 33,865)) of February 15, 2005. Examiner Nguyen confirmed that he had received our Communication of January 25, 2005, and indicated that everything was "ok" as to the Applicant being able to obtain extensions of time as to any response. In particular, the Examiner advised and confirmed that he would issue an Office Communication concerning the Office Action of November 24, 2004 to confirm the fact that Applicants may obtain extensions of time as to any response as to the first Office action, since the related litigation had been dismissed, as detailed in the Communication of January 25, 2004.

*While no fee is believed to be due as to this Communication, the Commissioner is authorized to charge payment of any fees associated with this communication or credit any overpayment to the deposit account of Kenyon & Kenyon, deposit account number 11-0600. A duplicate copy of this page is enclosed.*

Respectfully submitted,  
KENYON & KENYON

Dated:

By:

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